

CHAPTER NO. 459

SENATE BILL NO. 40

By Harper

Substituted for: House Bill No. 1614

By Kernell, Cooper, Brooks

AN ACT To amend Tennessee Code Annotated, Title 4, Chapter 29 and Title 17, Chapter 4, relative to the judicial selection commission.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 4-29-222(a), is amended by deleting item (25) in its entirety.

SECTION 2. Tennessee Code Annotated, Section 4-29-228(a), is amended by adding a new item thereto, as follows:

() Judicial selection commission, created by Section 17-4-102;

SECTION 3. Tennessee Code Annotated, Section 17-4-106, is amended by adding a new subsection thereto, as follows:

() No commission member shall serve more than two (2) terms.

SECTION 4. Tennessee Code Annotated, Section 17-4-102, is amended by deleting from the first sentence of subsection (a) the language "fifteen (15)" and substituting instead the language "seventeen (17)".

SECTION 5. Tennessee Code Annotated, Section 17-4-102, is further amended by deleting the word "and" at the end of subsection (a)(4); by deleting the period at the end of subsection (a)(5) and substituting instead a semi-colon and the word "and"; and by adding the following language as a new subsection (a)(6):

(a)(6) Two (2) members who shall be lawyers but who shall not be nominated by a group. Prior to making such appointments, the speakers shall consult with each other and shall attempt to achieve a balance between the two (2) appointee's primary areas of law practice.

SECTION 6. Tennessee Code Annotated, Section 17-4-102, is further amended by deleting from the first sentence of subsection (b)(1) the language "conference and one (1) of the nonlawyer members" and substituting instead the language "conference, one (1) of the nonlawyer members and one (1) of the lawyer members not nominated by a group".

SECTION 7. Tennessee Code Annotated, Section 17-4-102, is further amended by deleting from the second sentence of subsection (b)(1) the language "lawyers and one (1) of the nonlawyer members" and substituting instead the language "lawyers, one (1) of the nonlawyer members and one (1) of the lawyer members not nominated by a group".


SECTION 8. Tennessee Code Annotated, Section 17-4-102, is further amended by adding the following new subsection (e)(3):

(3) The initial term of the lawyer members not nominated by a group shall be for four (4) years.

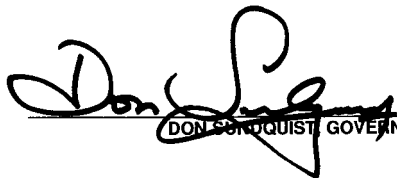
SECTION 9. This act shall take effect July 1, 2001, the public welfare requiring it.

PASSED: June 29, 2001


JOHN S. WILDER
SPEAKER OF THE SENATE


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 25th day of July 2001


DON CONQUIST, GOVERNOR